

PUBLIC CHAPTER NO. 158**SENATE BILL NO. 295****By Burchett, Kilby, Raymond Finney, Marrero, Burks, Black****Substituted for: House Bill No. 284**

By Overbey, Harwell, Williams, Mr. Speaker Naifeh, Maggart, Hardaway, Lynn, Roach, Ford, McDaniel, Fitzhugh, Fincher, Harmon, Yokley, Lollar, Curt Cobb, Hill, Hawk, Coleman, Hackworth, Eldridge, Baird, Strader, Shepard, Pinion, McManus, Swafford, Phillip Johnson, Litz, Bell, Coley, McCormick, Windle, Mike Turner, Odom, Towns, Curtiss, Sargent, Sontany, Harry Brooks, Fraley, Dean, Jim Cobb, Casada, Brown, Favors, Bibb, Hensley, Bone, McDonald, Kevin Brooks, Lundberg, Matlock, Campfield, Watson, Curtis Johnson, Montgomery, Moore, Rinks, Ferguson, Gresham, Pitts, Floyd, Bass, Hood, Lois DeBerry, Rowe, Miller, John Deberry, DuBois

AN ACT to amend Tennessee Code Annotated, Title 39, Chapter 13, Part 2 and Title 40, Chapter 35, relative to sexual offenders and the registration and monitoring of such offenders.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 40-35-302, is amended by designating the existing language of subsection (f) as (f)(1) and by adding the following new (f)(2):

(2) When a person employed to provide probation services to defendants convicted of a misdemeanor, whether employed by a municipality, county or a private probation company, is first assigned a new probationer, such person shall conduct a search of the Tennessee Bureau of Investigation's Sexual Offender and Violent Sexual Offender Registration, Verification, and Tracking database to determine if such probationer is a sexual offender or violent sexual offender. If so, the probation officer shall inform the sentencing judge of the probationer's status, if such status is not already known. If the probationer remains on probation, the officer shall also monitor the probationer's compliance with the requirements of § 40-39-211.

SECTION 2. Tennessee Code Annotated, Section 39-13-202, is amended by deleting subsection (a)(2) and substituting instead the following:

(2) A killing of another committed in the perpetration of or attempt to perpetrate any first degree murder, act of terrorism, arson, rape, robbery, burglary, theft, kidnapping, aggravated child abuse, aggravated child neglect, rape of a child, aggravated rape of a child or aircraft piracy; or

SECTION 3. This act shall take effect July 1, 2007, the public welfare requiring it.

PASSED: May 7, 2007



RON RAMSEY, SPEAKER
SENATE OF THE SENATE



JIMMY NAIFEH, SPEAKER
HOUSE OF REPRESENTATIVES

APPROVED this 15th day of May 2007



PHIL BREDESEN, GOVERNOR